

CALIFORNIA GAMBLING CONTROL COMMISSION

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DATE: January 28, 2010

TO: Gambling Control Commission

FROM: Richard Ross, Deputy Director
Compliance Division

SUBJECT: Revenue Sharing Trust Fund Report of Distribution of Funds to Non-Compact Tribes (Eligible Recipient Indian Tribes) for the Quarter Ended December 31, 2009

All eligible Tribes will receive a total of \$275,000.00, which consists of \$205,151.16 from license fees and interest income and \$69,848.84 from shortfall funds that have been transferred into RSTF from SDF as shown in Exhibit 1. The quarterly amount of the shortfall in payments to all eligible recipient Indian Tribes for the quarter totals \$4,959,267.64. A portion of the interest earned is allocated to previously approved distributions held in RSTF on behalf of one (1) Tribe in the amount of \$7,553.29.

The total amount of quarterly license fee payments and interest received into the RSTF for the quarterly period ended December 31, 2009, is approximately \$14.57 million. License fees approximate \$14.57 million and interest of \$46,077.18 was received in October 2009.

The distribution to the Wilton Rancheria for the quarter ended December 31, 2009 is withheld in the RSTF until the Tribal government is identified. Revisions to prior quarters "RSTF Report of Distribution of Funds" may be necessary to adjust for the Tribes beginning distribution date.

A listing of the amount of revenue received from each Compact Tribe is attached as Exhibit 3. The receipts are equally distributed to seventy-one (71)¹ of the eighty-seven (87) Tribes listed in Exhibit 1 as eligible Non-Compact recipient Tribes (pending receipt of outstanding eligibility certification forms, if any).

At the end of the calendar quarter, the amount of outstanding license fee payments due into the RSTF from three (3) Tribes was \$519,072.06. If the total license fee payments due at the end of this quarter had been paid into the RSTF, each recipient Tribe would have received \$7,310.87 in additional RSTF money with this quarter's distribution in lieu of an equal amount of SDF transferred shortfall funds. Total outstanding and due license fee payments for the quarter ended December 31, 2009, are summarized in the following Table 1:

Table 1		
Indian Gaming Revenue Sharing Trust Fund License Fee Payment Aging Schedule as of December 31, 2009		
Period(s) in Arrears²	Number of Tribes	Amount of License Fees Due
One (1) Quarter (Section 4.3.2.3)	1	\$32,400.00
Exceeds 30 days after the calendar quarter (Section 4.3.2.2)	2	486,672.06
Totals	3	\$519,072.06

A fund condition statement for the RSTF through December 31, 2009, for the fiscal year 2009-10 is attached as Exhibit 2.

¹ Distribution to California Valley Miwok Tribe is withheld pending resolution of Tribal leadership dispute. Distribution to Wilton Rancheria is withheld pending approval by the Commission and identification of the Tribal government.

² Periods in Arrears are categorized according to the applicable Compact provisions of either 4.3.2.2 or 4.3.2.3.

Exhibit 1**Revenue Sharing Trust Fund Distribution****Total Amount of Distribution for the Quarter Ended December 31, 2009**

	Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution	Distributions Inception to December 31, 2009
1	Alturas Indian Rancheria	205,151.16	69,848.84	\$275,000.00	\$8,938,385.42
2	Augustine Band ²	.00	.00	.00	1,238,385.42
3	Bear River Band of the Rohnerville Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
4	Benton Paiute Reservation	205,151.16	69,848.84	275,000.00	8,938,385.42
5	Big Lagoon Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
6	Big Pine Reservation	205,151.16	69,848.84	275,000.00	8,938,385.42
7	Big Sandy Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
8	Big Valley Band of Pomo Indians	205,151.16	69,848.84	275,000.00	1,650,000.00
9	Bishop Paiute Tribe	205,151.16	69,848.84	275,000.00	8,938,385.42
10	Blue Lake Rancheria ²	.00	.00	.00	1,788,385.42
11	Bridgeport Paiute Indian Colony	205,151.16	69,848.84	275,000.00	8,938,385.42
12	Buena Vista Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
13	Cahto Indian Tribe of Laytonville Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
14	Cahuilla Band of Mission Indians	205,151.16	69,848.84	275,000.00	8,938,385.42
15	California Valley Miwok Tribe ¹	205,151.16	69,848.84	275,000.00	8,938,385.42
16	Campo Band of Mission Indians ²	.00	.00	.00	538,034.21
17	Cedarville Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
18	Chemehuevi Indian Tribe	205,151.16	69,848.84	275,000.00	8,938,385.42
19	Cher-Ae Heights Indian Community	205,151.16	69,848.84	275,000.00	8,938,385.42
20	Chicken Ranch Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
21	Cloverdale Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
22	Cold Springs Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
23	Colorado River Indian Tribes	205,151.16	69,848.84	275,000.00	8,938,385.42
24	Cortina Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
25	Coyote Valley Band of Pomo Indians	205,151.16	69,848.84	275,000.00	4,950,000.00
26	Death Valley Timbi-Sha Shoshone Tribe	205,151.16	69,848.84	275,000.00	8,938,385.42
27	Dry Creek Rancheria ²	.00	.00	.00	1,513,385.42
28	Elem Indian Colony	205,151.16	69,848.84	275,000.00	8,938,385.42
29	Elk Valley Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
30	Enterprise Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
31	Ewiiapaayp Band of Kumeyaay Indians	205,151.16	69,848.84	275,000.00	8,938,385.42

Exhibit 1**Revenue Sharing Trust Fund Distribution****Total Amount of Distribution for the Quarter Ended December 31, 2009**

	Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution	Distributions Inception to December 31, 2009
32	Federated Indians of Graton Rancheria	205,151.16	69,848.84	275,000.00	8,517,594.03
33	Fort Bidwell Indian Community	205,151.16	69,848.84	275,000.00	8,938,385.42
34	Fort Independence Reservation	205,151.16	69,848.84	275,000.00	8,938,385.42
35	Fort Mojave Indian Tribe	205,151.16	69,848.84	275,000.00	8,938,385.42
36	Greenville Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
37	Grindstone Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
38	Guidiville Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
39	Habematolel Pomo of Upper Lake	205,151.16	69,848.84	275,000.00	8,938,385.42
40	Hoopla Valley Tribe	205,151.16	69,848.84	275,000.00	8,938,385.42
41	Hopland Band of Pomo Indians ²	.00	.00	.00	441,306.53
42	Inaja-Cosmit Mission Indians	205,151.16	69,848.84	275,000.00	8,938,385.42
43	Ione Band of Miwok Indians	205,151.16	69,848.84	275,000.00	8,938,385.42
44	Jamul Indian Village	205,151.16	69,848.84	275,000.00	8,938,385.42
45	Karuk Tribe of California	205,151.16	69,848.84	275,000.00	8,938,385.42
46	La Jolla Band of Mission Indians	205,151.16	69,848.84	275,000.00	8,938,385.42
47	La Posta Band of Mission Indians	205,151.16	69,848.84	275,000.00	8,938,385.42
48	Lone Pine Reservation	205,151.16	69,848.84	275,000.00	8,938,385.42
49	Los Coyotes Band of Cahuilla Indians	205,151.16	69,848.84	275,000.00	8,938,385.42
50	Lower Lake Rancheria	205,151.16	69,848.84	275,000.00	8,517,594.03
51	Lytton Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
52	Manchester Point Arena Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
53	Manzanita Mission Indians	205,151.16	69,848.84	275,000.00	8,938,385.42
54	Mechoopda Indian Tribe	205,151.16	69,848.84	275,000.00	8,938,385.42
55	Mesa Grande Mission Indians	205,151.16	69,848.84	275,000.00	8,938,385.42
56	Middletown Rancheria ²	.00	.00	.00	482,578.08
57	Northfork Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
58	Pala Band of Mission Indians ²	.00	.00	.00	482,578.08
59	Paskenta Band of Nomelaki Indians ²	.00	.00	.00	688,385.42
60	Pauma Band of Mission Indians ²	.00	.00	.00	482,578.08
61	Picayune Rancheria ²	.00	.00	.00	1,513,385.42

Exhibit 1**Revenue Sharing Trust Fund Distribution****Total Amount of Distribution for the Quarter Ended December 31, 2009**

	Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution	Distributions Inception to December 31, 2009
62	Pinoleville Reservation	205,151.16	69,848.84	275,000.00	8,938,385.42
63	Pit River Tribe	205,151.16	69,848.84	275,000.00	8,938,385.42
64	Potter Valley Tribe	205,151.16	69,848.84	275,000.00	8,938,385.42
65	Quartz Valley Indian Community	205,151.16	69,848.84	275,000.00	8,938,385.42
66	Quechan Tribe of Fort Yuma ²	.00	.00	.00	7,838,385.42
67	Ramona Mission Indians	205,151.16	69,848.84	275,000.00	8,938,385.42
68	Redwood Valley Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
69	Resighini Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
70	Rincon Band of Mission Indians ²	.00	.00	.00	441,306.53
71	Round Valley Indian Tribe	205,151.16	69,848.84	275,000.00	8,938,385.42
72	San Pasqual Mission Indians ²	.00	.00	.00	482,578.08
73	Santa Rosa Band of Cahuilla Indians	205,151.16	69,848.84	275,000.00	8,938,385.42
74	lipay Nation of Santa Ysabel	205,151.16	69,848.84	275,000.00	8,938,385.42
75	Scotts Valley Band of Pomo Indians	205,151.16	69,848.84	275,000.00	8,938,385.42
76	Sherwood Valley Pomo Indians	205,151.16	69,848.84	275,000.00	8,938,385.42
77	Shingle Springs Rancheria ²	.00	.00	.00	7,563,385.42
78	Smith River Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
79	Stewarts Point Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
80	Susanville Indian Rancheria	205,151.16	69,848.84	275,000.00	8,938,385.42
81	Wiyot Tribe	205,151.16	69,848.84	275,000.00	8,938,385.42
82	Torres Martinez Cahuilla Indians	205,151.16	69,848.84	275,000.00	8,938,385.42
83	Tuolumne Band of Me-Wuk Indians ²	.00	.00	.00	482,578.08
84	United Auburn Indian Community ²	.00	.00	.00	1,513,385.42
85	Washoe Tribe of Nevada & California	205,151.16	69,848.84	275,000.00	8,938,385.42
86	Wilton Rancheria ³	205,151.16	69,848.84	275,000.00	275,000.00
87	Yurok Tribe of the Yurok Reservation	205,151.16	69,848.84	275,000.00	8,938,385.42
	Total	\$14,565,732.36	\$4,959,267.64	\$19,525000.00	\$641,334,246.81

¹ Distribution to California Valley Miwok Tribe is withheld pending resolution of Tribal leadership dispute.² No longer an eligible Non-Compact recipient Tribe, however previously received RSTF distributions.³ Distribution to Wilton Rancheria is withheld pending identification of Tribal government. Additional reserves may be accrued pending decision of Tribal recognition date.

EXHIBIT 2

CALIFORNIA GAMBLING CONTROL COMMISSION 0366 - INDIAN GAMING REVENUE SHARING TRUST FUND FUND CONDITION STATEMENT For the Six Months ended December 31, 2009 Cash Basis

BEGINNING BALANCE	\$ 31,302,329.28
REVENUES AND TRANSFERS	
Revenues:	
150300 Income from surplus money investments	175,683.52
216900 License fees held in trust	24,875,420.90
Transfer from the SDF to the RSTF for shortfall per Item 0855-111-0367, Budget Act of 2009	33,700,000.00
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Totals, Revenues	\$ 58,751,104.42
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Totals, Resources	\$ 90,053,433.70
EXPENDITURES	
Disbursements:	
Distribution	\$ 37,950,000.00
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Totals, Expenditures	\$ 37,950,000.00
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FUND BALANCE, prior to distribution	\$ 52,103,433.70
Pending distribution	18,975,000.00
Previously approved disbursements held on behalf of the California Valley MiWok Tribe pending resolution of Tribal leadership dispute	5,463,001.99
Disbursement held on behalf of the Wilton Rancheria pending identification of Tribal government	275,000.00
Interest due to Tribes ¹	332,758.22
Assembly Bill No. 673 (Chapter 210, Statutes of 2003) and Government Code Section 12012.90 reserve pending resolution	275,000.00
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FUND BALANCE, after distribution ²	\$ 26,782,673.49
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Footnotes:

¹. Accrued interest on previously held distributions in the amount of \$332,758.22 as of Quarter Ending December 31, 2009 for California Valley Miwok Tribe pending distribution.

². The fund balance represents the cash basis balance as identified by the Commission since inception of the Fund. This balance may not agree with the State Controller's fund balance, which is reported on an accrual basis. Additional reconciling items may exist that have not been identified.

Exhibit 3			
Revenue Sharing Trust Fund			
Amount of Revenue from Each Compact Tribe Received by the Commission for the Quarter Ending December 31, 2009			
	Compact Tribe	Revenue Received Fiscal Year to Date	Revenue Received Inception to Date
1	Agua Caliente Band of Cahuilla Indians	\$1,000,000.00	\$8,327,953.20
2	Alturas Indian Rancheria	0.00	375,000.00
3	Augustine Band of Mission Indians	0.00	562,500.00
4	Barona Band of Mission Indians	368,175.00	7,088,125.27
5	Bear River Band of the Rohnerville Rancheria	0.00	0.00
6	Berry Creek Rancheria	32,400.00	807,070.68
7	Big Sandy Rancheria	0.00	0.00 ¹
8	Big Valley Rancheria	0.00	500,000.00
9	Bishop Paiute Tribe	0.00	0.00
10	Blue Lake Rancheria	50,000.00	566,250.00
11	Buena Vista Rancheria	0.00	0.00 ¹
12	Cabazon Band of Mission Indians	688,375.00	9,664,129.55
13	Cahto Indian Tribe of the Laytonville Rancheria	0.00	0.00
14	Cahuilla Band of Mission Indians	0.00	125,000.00
15	Campo Band of Diegueno Mission Indians	0.00	500,000.00
16	Chemehuevi Indian Tribe	0.00	0.00 ¹
17	Cher-Ae Heights Indian Community	0.00	0.00
18	Chicken Ranch Rancheria	0.00	0.00
19	Colusa Rancheria	533,750.00	937,500.00
20	Dry Creek Rancheria	667,500.00	12,850,746.58
21	Elem Indian Colony	0.00	0.00
22	Elk Valley Rancheria	0.00	62,500.00
23	Ewiiapaayp Band of Kumeyaay Indians	0.00	2,437,433.22
24	Hoopla Valley Tribe	0.00	0.00
25	Hopland Band of Pomo Indians	163,350.00	3,164,116.24
26	Jackson Rancheria	511,500.00	7,575,316.36
27	Jamul Indian Village	0.00	0.00
28	La Jolla Band of Luiseno Indians	0.00	0.00
29	Manchester Point Arena Rancheria	0.00	0.00
30	Manzanita Band of Mission Indians	0.00	0.00
31	Middletown Rancheria	100,000.00	437,500.00
32	Mooretown Rancheria	178,532.88	1,581,146.26
33	Morongo Band of Mission Indians	1,000,000.00	3,462,104.14
34	Pala Band of Mission Indians	1,000,000.00	23,375,896.37
35	Paskenta Band of Nomlaki Indians	33,750.00	562,500.00
36	Pauma/Yuima Band of Mission Indians	1,048,630.14	4,105,482.31
37	Pechanga Band of Luiseno Mission	1,000,000.00	5,506,120.11

Exhibit 3			
Revenue Sharing Trust Fund			
Amount of Revenue from Each Compact Tribe Received by the Commission for the Quarter Ending December 31, 2009			
	Compact Tribe	Revenue Received Fiscal Year to Date	Revenue Received Inception to Date
38	Picayune Rancheria	1,352,500.00	19,470,219.18
39	Pit River Tribe	0.00	0.00
40	Quechan Indian Nation	0.00	0.00
41	Redding Rancheria	123,750.00	1,310,147.64
42	Resighini Rancheria	0.00	0.00
43	Rincon Band of Mission Indians	1,853,732.88	14,036,979.46
44	Robinson Rancheria	0.00	337,500.00
45	Rumsey Rancheria	1,000,000.00	14,137,524.18
46	San Manuel Band of Mission Indians	1,000,000.00	10,298,240.41
47	San Pasqual Band of Diegueno Indians	1,175,200.00	12,237,981.91
48	Santa Rosa Indian Community	1,272,150.00	24,491,501.51
49	Santa Ynez Band of Chumash Indians	657,750.00	12,663,039.04
50	Sherwood Valley Rancheria	0.00	0.00
51	Shingle Springs Rancheria	2,300,000.00	4,645,892.05
52	Smith River Rancheria	0.00	0.00
53	Soboba Band of Mission Indians	432,525.00	7,751,455.59
54	Susanville Indian Rancheria	0.00	0.00
55	Sycuan Band of Mission Indians	1,169,925.00	22,523,460.21
56	Table Mountain Rancheria	584,625.00	11,255,232.53
57	Tule River Reservation	513,450.00	7,518,174.04
58	Tuolumne Rancheria	374,600.00	1,974,147.81
59	Twenty-Nine Palms Band of Mission Indians	689,250.00	13,269,478.77
60	United Auburn Indian Community	1,000,000.00	15,950,312.20
61	Viejas Band of Mission Indians	1,000,000.00	12,694,230.34
	Totals	\$24,875,420.90	\$301,139,907.15
	Interest	175,683.52	8,586,754.15
	Grand Totals	\$25,051,104.42	\$309,726,661.31

Footnotes:

1. Prepayment receipts were returned to payor Tribes for the return of unused putative gaming device licenses issued by Sides Accountancy Corporation. Licenses in equal number were issued by the Commission on September 5, 2002 resulting in \$2,137,500 in prepayment fees to the Fund.